

Jeffrey T. Hammerschmidt, #131113
HAMMERSCHMIDT LAW CORPORATION
2445 Capitol Street, Suite 215
Fresno, California 93721
Tel: (559) 233-5333
Fax: (559) 233-4333

Mick Marderosian, #77296
Heather S. Cohen, #263093
7797 N. First Street, Suite 101-5
Fresno, CA 93720
Tel: (559) 441-7991
Fax: (559) 441-8170

Atorneys for Defendant, Richard Best

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

IT IS HEREBY STIPULATED by and between Jeffrey T. Hammerschmidt, the attorney for defendant RICHARD BEST, and Joseph D. Barton, Assistant United States Attorney, to vacate the status hearing set for December 6, 2023, at 1:00 p.m., and set trial for June 3, 2025, at 8:30 a.m. with a trial confirmation hearing set for May 26, 2025, at 10:00 a.m.

This stipulation is based on good cause. Discovery for this case is over 116,000 pages, not including recordings. The case is also the subject of a civil lawsuit in which Richard Best sued ADM in Fresno County Superior Court and ADM countersued. Mick Marderosian and Heather Cohen represented Mr. Best in the civil suit. Discovery in the civil case has been expensive and

1 extensive, with a vast number of depositions. The civil case settled on September 29, 2023, one
2 business day before trial was scheduled to begin. The June date for the trial in this case was chosen
3 to accommodate attorney Mick Marderosian's availability. Setting trial for June 3, 2025, provides
4 sufficient time for defense counsel to obtain and review discovery and prepare for trial in this
5 matter.

6 The stipulated trial date will conserve time and resources for both the parties and the court,
7 and the delay resulting from this trial date shall be excluded in the interests of justice pursuant to
8 18 U.S.C. § 3161(h) (7)(A).

9 Time shall be excluded from December 6, 2023 through June 3, 2025, for purposes of
10 defense preparation and continuity of defense counsel pursuant to 18 U.S.C. Section 3161(h)(7)(A)
11 and (h)(7)(B)(iv).

12
13 IT IS SO STIPULATED.
14

15
16 Dated: November 29, 2023

/s/ Jeff Hammerschmidt
JEFFREY T. HAMMERSCHMIDT
Attorney for Richard Best

17
18 Dated: November 29, 2023

/s/ Mick Marderosian
MICK MARDEROSIAN
Attorney for Richard Best

19
20 Dated: November 29, 2023

/s/ Heather Cohen
HEATHER S. COHEN
Attorney for Richard Best

21
22 Dated: November 29, 2023

/s/ Joseph Barton
Joseph Barton
Assistant United States Attorney

ORDER

The Court has reviewed and considered the stipulation of the parties to set the trial date in this case. Good cause appearing, the status conference as to the above-named defendant is vacated and the trial date set for June 3, 2025, at 8:30 a.m. before the Hon. Jennifer L Thurston.

IT IS SO ORDERED.

DATED: 11/30/2023

Sheila K. Oberto
Hon. Sheila K. Oberto
U.S. MAGISTRATE JUDGE